

NOTIFICATION OF ENHANCEMENT – POSSESSION OF MARIJUANA (LESS THAN ONE OUNCE)

Defendant: _____, Case No. _____

ELEMENTS

58-37-8(2)(a)(i): It is unlawful for any person knowingly and intentionally to possess or use marijuana.

ENHANCEMENT / PENALTIES

58-37-8(2)(d): Knowingly and intentionally possessing or using less than one ounce of marijuana is a class B misdemeanor for a first conviction, a class A misdemeanor for a second conviction, and a third degree felony for a third conviction.

53-3-220: The Driver License Division shall immediately suspend for six months the driver license of a person convicted of possessing marijuana.

Minimum / Maximum Sentences

Class B Misdemeanor: 0 days to 6 months jail; \$0 to \$1,890 fines and surcharges, plus interest

Class A Misdemeanor: 0 days to 1 year jail; \$0 to \$4,658 fines and surcharges, plus interest

Third Degree Felony: 0 days to 5 years prison; \$0 to \$9,283 fines and surcharges, plus interest

I understand the foregoing Notification of Enhancement as explained here and as orally explained to me.

Date

Defendant